

FAX RECEIVED

LAW OFFICE OF KENNETH C. BROOKS APR 10 2006

P.O. Box 10417

Telephone: (512) 527-0104

patentrus@earthlink.net

Austin, Texas 78766-1417

Facsimile: (512) 527-0107

OFFICE OF PETITIONS

FACSIMILE TRANSMITTAL SHEET

| | | | |
|-------------|---|-------------------------------------|-------------------|
| TO: | Office of Petitions | FROM: | Kenneth C. Brooks |
| COMPANY: | United States Patent & Trademark Office | DATE: | April 10, 2006 |
| FAX NUMBER: | (571)-273-0025 (802)-872-9306 | TOTAL NO. OF PAGES INCLUDING COVER: | 7 |
| RE: | Proof of Mailing Under 37 CFR §1.8(b) U.S. Patent Application No. 09/851,856 Filing Date: May 9, 2001 Attorney Docket No. MYS-01-02409 | | |

Please see attached.

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENT(S) NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

APR 10 2006

OFFICE OF PETITIONS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert Mays, Jr.

PATENT APPLICATION

Serial No.: 09/851,856

Group Art Unit: 2633

Filed: May 9, 2001

Examiner: Nathan M. Curs

For: FILTERING TECHNIQUE FOR FREE SPACE INTERCONNECTS

PROOF OF MAILING UNDER 37 CFR § 1.8(b)

Commissioner

for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

This proof of mailing is in response to being no indication on public PAIR of the receipt of the Issue Fee Transmittal in the above-identified patent application. As a result, Applicants file this Proof of Mailing under 37 CFR section 1.8(b) to demonstrate that there was no intention to abandon the patent application and show that the Issue Fee was timely paid on January 19, 2006.

A Notice of Allowance was mailed by the United States Patent and Trademark Office on or about October 20, 2005. Applicants' attorney filed a response in the United States Patent and Trademark Office on January 19, 2006 using the Certificate of Mailing Procedure set forth in 37 CFR section 1.8(a). See Statement of Reina Bernfeld attached hereto. The aforementioned response filed included Part B of the Issue Fee Transmittal, see APPENDIX 1 attached to the declaration.

As a final matter, Part B Issue fee transmittal was erroneously filed in this application on or about February 24, 2006 [hereinafter referred to as Erroneous Issue Fee Transmittal]. This issue fee transmittal was intended to be filed in application number 09/648,847; however, the application number on the Issue Fee transmittal indicated

the instant patent application. This was corrected in the '847 patent application. As a result, there is no need for this Erroneous Issue fee transmittal and it is requested that the same be purged from the present patent application.

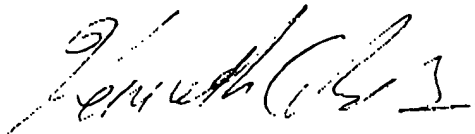
In view of the foregoing, Applicant respectfully requests that the patent issue in due course as the Issue Fee was timely paid.

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office (Fax No. (703) 872-9306) on April 10, 2006.

Signed: *Geraldine R. Brooks*
Typed Name: Geraldine R. Brooks

Respectfully Submitted,



Kenneth C. Brooks
Reg. No. 38,393

P.O. Box 10417
Austin, Texas 78766-1417
Telephone: 512-527-0104
patentsrus@earthlink.net

FAX RECEIVED

APR 10 2006

OFFICE OF PETITIONS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Applicant: Robert Mays, Jr. PATENT APPLICATION
Serial No.: 09/851,856 Group Act Unit: 2632
Filed: May 9, 2001 Examiner: Nathan M. Curs
For: FILTERING TECHNIQUE FOR FREE SPACE INTERCONNECTS

**DECLARATION OF REINA BERNFELD IN SUPPORT OF COMBINED
PETITION TO REVIVE & PROOF OF MAILING
UNDER 37 CFR § 1.8(b)**

Commissioner
for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. I am over the age of Eighteen (18) years and a resident of the state of Texas.

2. I make this declaration in support of a Combined Petition to Revive & Proof of Mailing under 37 CFR section 1.8(b) that I am informed and believed will be filed herewith with the United States Patent & Trademark Office in the above-mentioned patent application.

3. At all times relevant herein I was employed in the Law Office of Kenneth C. Brooks as a patent administrator.

4. On January 19, 2006 I deposited with the United States Postal Service a response to a Notice of Allowance of allowance mailed by the United States Patent and Trademark Office for the patent application identified above in paragraph 2 employing the Certificate of Mailing Procedure set forth in 37 CFR section 1.8(a) that included part B of an Issue Fee transmittal, see APPENDIX 1; and a Return postcard, see APPENDIX 2.

(Continued on next page)

P.1

8726-146 (DS9)

HOWARD JOHNSON

APR 03 06 06:57a

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine, imprisonment or both, under Section 1001 of Title 18 of the United States code, and such willful false statements may jeopardize the validity of the application or any patent issuing there from.

Date: April 3, 2006

Reina R. Bernfeld
REINA BERNFELD

(Applicant's Name)

FAX RECEIVED

APR 10 2006

PART B - FEE(S) TRANSMITTAL

OFFICE OF PETITIONS

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSI FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or File (571) 273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 3 should be completed where appropriate. All further correspondence including the Patent, advance order and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FAX ADDRESS" for transmission of notifications.

Current Correspondence Address (Name; Use Block 1 for any change of address)

7540

10/20/2005

Kenneth C. Brooks
P.O. Box 10417
Austin, TX 78766-1417

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmitted. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmittal
I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSI FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

Kenneth C. Brooks (Depositor's name)
Kenneth C. Brooks (Signature)
1-19-2006 (Date)

| APPLICANT DATA | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|----------------|-------------|----------------------|---------------------|------------------|
| OWNERS, R&D | 05/09/2001 | Robert Mays JR. | MYS-01-02109 | 3685 |

TITLE OF INVENTION: FILTERING TECHNIQUE FOR FREE SPACE INTERCONNECTS

| APPL. TYPE | SMALL ENTITY | ISSUE FEE | PUBLICATION FEE | TOTAL FEES DUE | DATE DUE |
|----------------|--------------|-----------|-----------------|----------------|------------|
| nonprovisional | YES | \$0 | \$0 | \$0 | 01/20/2006 |

| EXAMINER | AIRY UNIT | CLASS-SUBCLASS |
|----------------|-----------|----------------|
| COUR, NATHAN M | 2633 | 398-110000 |

1. Change of correspondence address or indication of "Fax Address" (37 CFR 1.363).
☐ Change of correspondence address (or Change of Correspondence Address form PTO/SU/122) attached.
☐ "Fax Address" indication (or "Fax Address" Indication form PTO/SU/122 Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list:
(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

Kenneth C. Brooks
2
3

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY AND STATE OR COUNTRY)

Redm Foundation

Austin, Texas

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

☐ Issue Fee
☐ Publication Fee (No small entity discount permitted)
☐ Advance Order - # of Copies

4b. Payment of Fee(s):

☐ A check in the amount of the fee(s) is enclosed.
☐ Payment by credit card. Form PTO-2031 is attached.
☒ The Director is hereby authorized by charge the required fee(s), or credit my overpayment, to Deposit Account Number *50-0345* (enclose an extra copy of this form)

5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.
NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Kenneth C. Brooks

Date: *1/19/06*

Typed or printed name

Kenneth C. Brooks

Registration No. *30,393*

This collection of information is required by 37 CFR 1.271. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including reviewing, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTOL-95 (Rev. 07/03) Approved for use through 04/30/2007.

OMB 0631-0033 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

1 of 1

272B-142 10591

NO5NH06 08800H

000120 90 20 J04

Appendix I

MAIL STOP ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22303-1450

Applicant: Robert Mays, Jr.
Serial No.: 09/831,856 Filed: May 9, 2001
Art Unit: 2633 Examiner: Cues. Nathan M.
Title: FILTERING TECHNIQUE FOR FREE SPACE INTERCONNECTS
Attorney Docket No.: MYS-01-02109

X Part B - Fee Transmittal (1 page)
X Return Receipt postcard

Dated: 10 January 2006

Appendix 2